

A State of the Art Review on High Water Mark (HWM) Determination

Abstract

The High Water Mark (HWM) is an important cadastral boundary that separates land and water. It is also used as a baseline to facilitate coastal hazard management from which land and infrastructure development is offset to ensure the protection of property from storm surge and sea level rise. The determination of the HWM has a long history. Its definition, the mean and even the corresponding determination methods have changed through time. In addition, the location of the HWM is difficult to define accurately due to the ambulatory nature of water and coastal morphology variations.

To better understand the HWM determination, this paper reviews the development of the definition of HWM, including ordinary high water mark (OHWM), mean high water mark (MHWM), mean high water spring (MHWS) and mean higher high water (MHHW), and the existing HWM indicators, such as vegetation line and beach morphological features. Two common methods of HWM determination, field survey and remote sensing, are discussed in this paper. This is followed by the investigation of the possible factors that influence the variation of the HWM position. Furthermore, an overview of the ambulatory nature of both water and coastal morphology, which contributes to the difficulties in HWM determination, is provided. Finally, the limitations of previous determination methods and future direction in HWM determination studies are also discussed. This study concludes that it is necessary to develop a robust analytical system to identify, evaluate and integrate various factors into the process of determining the HWM.

Keywords: *High Water Mark; Mean high water; Tide; Coastal boundary; Shoreline capture; Coastal management*

22 **1. Introduction**

23 The determination of the High Water Mark (HWM) is important for coastal management and
24 planning as the HWM is considered as a cadastral boundary to separate land and water (Whittal,
25 2011). It is used to denote public and private land, and as a reference from which development is
26 offset to limit the exposure of properties to potential coastal hazards.

27 However, the HWM is one type of water and land boundary, which is not explicit. The definitions of
28 the HWM are ambiguous and can be interpreted in different ways (Clerke, 2004; Coutts, 1989). For
29 example, in a statutory definition, the use of the term ‘ordinary’ in OHWM (Ordinary High Water
30 Mark) as applied in tidal waters is not mathematically ideal (Horlin, 1994) and is not part of the tidal
31 lexicon (Mahoney, 2009b). Therefore, the interpretation of the word ‘ordinary’ has altered since its
32 earliest inception, and the HWM position defined by OHWM varies over time and space.

33 Multiple methods have been developed to determine HWM, and can be categorised into two groups:
34 tidal datum-based HWM and onshore HWM indicators. However due to different research or
35 practical purposes, the nature of study areas and data availability, the suitability of methods can vary.
36 Currently only limited research has been done to systematically review these methods from both
37 theoretical and practical perspectives.

38 This paper aims to conduct a state of the art review of HWM determination. It starts with a review of
39 fundamental concepts such as the definition of HWM and the indicators for HWM determination.
40 Then suggestions on HWM determination method selection in different situations and gaps in
41 industry practices are provided, which is followed by difficulties in HWM determination and future
42 directions for further study. A significant outcome of this study will provide practical insights into
43 the HWM determination.

44 **2. Development of the HWM Definition**

45 2.1. Development of the Legal Definition of the HWM in Common Law

46 The use of tidal measurements to delineate the seaward extent of private land is well established in
47 common law (Clerke, 2004; Cole, 2007; Horlin, 1994; Maloney and Ausness, 1974a). The origin of
48 the law can be traced back to the sixteenth century during the reign of Queen Elizabeth I, when
49 Thomas Digges, a lawyer, engineer and surveyor, first cited the theory of royal ownership of
50 foreshore areas (Cole, 1997). According to Digges, the land beneath tidal waters and the foreshore,
51 which is the submerged land of the kingdom, should be held by the Crown (Maloney and Ausness,
52 1974a). In seventeenth century England, Digges's theory was revived by the treatise of Lord Mathew
53 Hale, who declared that the foreshore 'between the high water mark and the low water mark'
54 belonged to the Crown (Maloney and Ausness, 1974a).

55 However, in early law, there was no clear definition of the HWM. While Hale's doctrine firmly
56 established ordinary high water mark (OHWM) as the boundary between privately-owned property
57 and public beach (Clerke, 2004; Cole, 2007; Horlin, 1994; Maloney and Ausness, 1974a); the
58 definition in his doctrine incorrectly equated the concept of 'neap tides' with 'ordinary tides', leaving
59 the definition ambiguous.

60 In 1854, the OHWM was clarified in common law by a case in which it was defined as 'the average
61 of the medium tides in each quarter of a lunar evolution during the year (in which the line) gives the
62 limit, in the absence of all usage, to the rights of the Crown on the seashore' (Cole, 1997). In the
63 following years, this common law model and definition of OHWM was widely adopted by most of
64 the United States (U.S.) and commonwealth countries such as Australia, for delineating property
65 boundaries (Gay, 1965; Hamann and Wade, 1990; Humbach and Gale, 1975; Landgate, 2009;
66 Maloney, 1977; Simon, 1993). The OHWM is also considered synonymous with the term 'the line of

67 mean high water mark (MHWM)' (Coutts, 1989; Horlin, 1994; Land Services, 2008; Maloney and
68 Ausness, 1974a).

69 2.2. The Mean and Ordinary High Water Mark

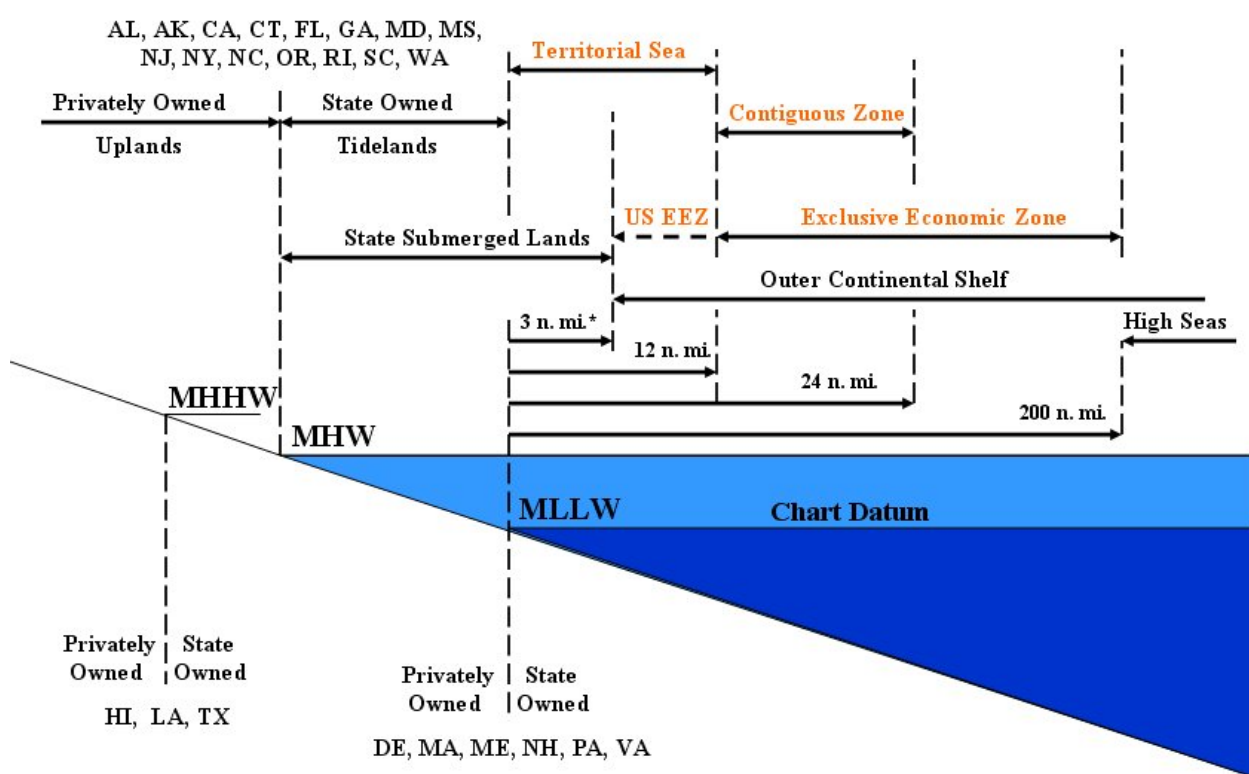
70 In areas with tidal variations, Gay (1965) suggested that ordinary or mean high water mark should
71 apply as the boundary between privately owned uplands and the submerged lands, which are subject
72 to public ownership. In order to locate MHWM accurately, survey regulations in New Zealand
73 require a record of tide information over a period of 370 days (Kearns, 1980). This is particularly
74 important in areas with seasonal tidal change, where a mean annual height of high water is
75 appropriate (Cole, 1997). In contrast, Gay (1965) insisted that a period of nineteen years as
76 appropriate for the determination of MHWM at any given place, as it takes into account most of the
77 significant tide constituent effects (Australian Hydrographic Service, 2010; Doodson, 1921;
78 Pawlowicz et al., 2002). Thus, the time span to calculate mean high water (MHW) is not fixed but it
79 is apparent that the more tide information that is collected, the more precise will be the MHW.

80 Mean high water is defined as the average height of all high water marks over a long period of time
81 (The Intergovernmental Committee on Surveying and Mapping (ICSM), 2012). It can be interpreted
82 in different ways (Clerke, 2004; Coutts, 1989). Interpretations are complicated by certain tidal
83 characteristics and conditions.

84 There are three possible types of tide (Gill and Schultz, 2001): diurnal, semidiurnal and mixed. A
85 tide is considered semidiurnal when there are two high and two low tides within a single day;
86 whereas a diurnal tide has only one tidal cycle per day. A mixed tide is similar to the semidiurnal
87 tide; however the two high waters and low waters, occurring daily, have significant differences in
88 height. Thus, technically, the term 'mean high water spring' (MHWS) applies only to those areas
89 with a semidiurnal type; while the term 'mean higher high water' (MHHW) is applicable in mixed
90 and diurnal waters (Pugh, 1996). Generally, the definition of MHWS is the average of all high water

91 observations at the time of the spring tide over a period of time (The Intergovernmental Committee
92 on Surveying and Mapping (ICSM), 2009). Whereas, MHHW is the mean of the higher of the two
93 daily high waters over a period of time (The Intergovernmental Committee on Surveying and
94 Mapping (ICSM), 2009).

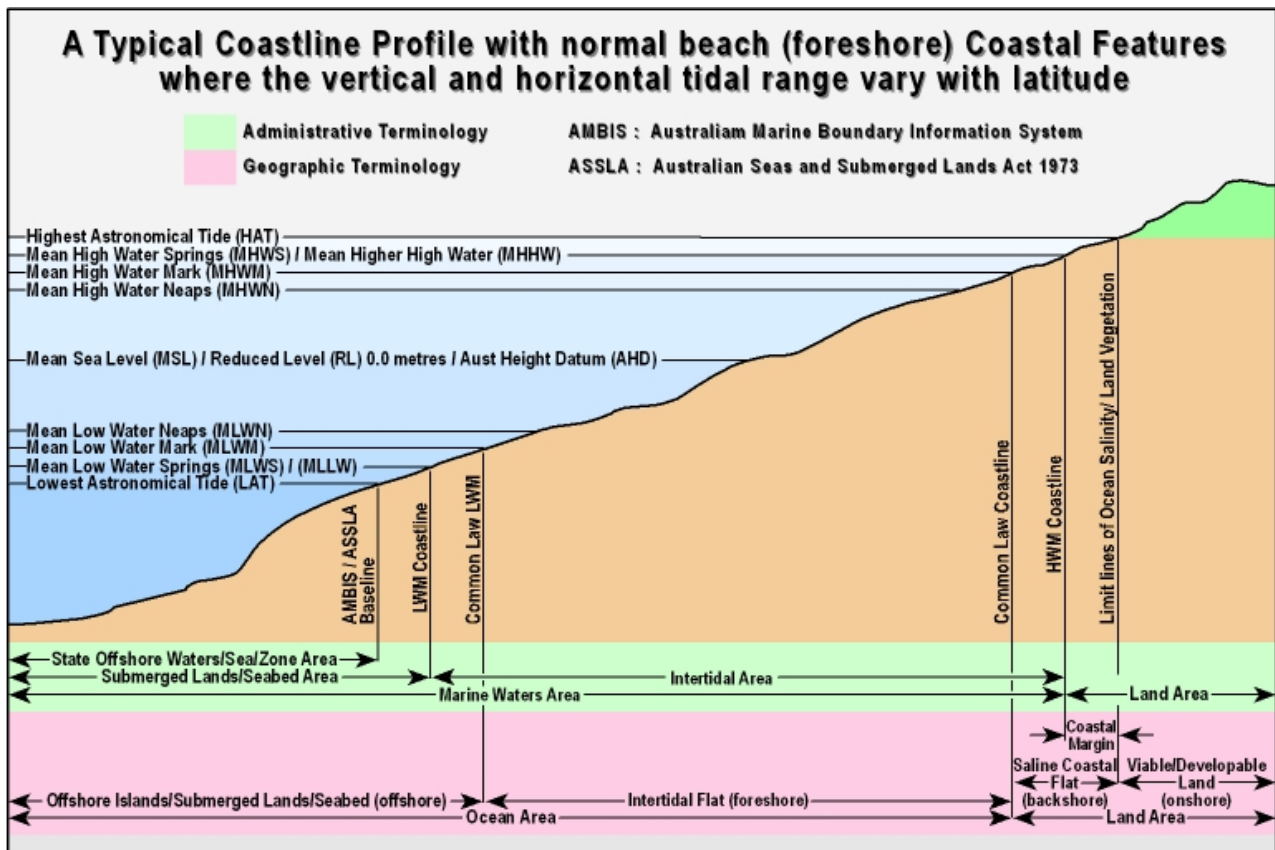
95 Land and property administrative organisations use different interpretations of the HWM to define
96 land ownership boundaries. Hicks (1985) points out that both MHW and MHHW can be interpreted
97 as property boundaries between privately-owned uplands and publicly-owned tidelands. In the U.S.,
98 each State has adopted MHW and mean lower low water (MLLW) as the boundary delimiting
99 privately and publicly owned land. The exceptions are the states of Hawaii, Louisiana and Texas,
100 which consider that MHHW provides a more reliable datum for surveying and engineering purposes
101 (Cole, 2007; Fowler and Treml, 2001) (Figure 1). Similarly in Australia, boundaries are defined in
102 two main ways: MHW in South Australia (Land Services, 2008) and New South Wales (Clerke,
103 2004), and MHWS in Queensland (Collier and Quadros, 2006; Dunphy, 2010) and Western
104 Australia (Landgate, 2009).



105

106 Figure 1 The extents of the U.S. maritime zones (National Oceanic and Atmospheric Administration,
 107 2012)

108 In Western Australia, the statutory definition of the HWM is the ordinary high water (OHW) at
 109 spring tide. This is generally accepted as equivalent to the definition of MHWS in the Australian
 110 National Tide Tables (Landgate, 2009). The height of MHWS is defined as ‘the average, throughout
 111 a year when the average maximum declination of the moon is 23.5 degrees, of the heights of two
 112 successive high waters during those periods of 24 hours when the range of the tide is greatest’
 113 (Department of Defence, 2008). However, because the Western Australian coast also experiences
 114 diurnal and mixed tidal characteristics (Pattiaratchi and Sarath Wijeratne, 2009), the MHHW is
 115 correspondingly applied (Figure 2).



116

117 Figure 2 HWM determination concepts (Fenner, 2010)

118 The HWM using mean or ordinary high water is not consistent even in the same location. This is
119 because the OHW, defined as ‘the average of the medium tides in each quarter of a lunar evolution
120 during the year’ (Cole, 1997), may be lower than the MHW in normal situations. Furthermore, the
121 time span for calculating ordinary and mean high water is not necessarily the same.

122 Authorities who are responsible for defining the coastal boundaries have gradually adopted MHW as
123 being equivalent to the OHW, as defined under English common law (Horlin, 1994). This approach
124 has become widely accepted because the definition is less ambiguous. Nevertheless, because the
125 category of private property is defined as the land above the position of lands beneath tidal waters,
126 there is not yet a consensus as to whether MHW can represent the ‘true’ landward boundary of tide
127 water. This question remains unanswered and requires further evaluation. Furthermore, the meaning

128 of ‘high water’ or ‘high tide’ has not been definitively addressed (Briscoe, 1983). This continues to
129 be a key issue and is fundamental to HWM determination.

130 The HWM, including the tidal datum-based HWM, should usually be related to a recoverable datum
131 (Clerke, 2004). Normally, mean sea level is used as such a reference point (Gay, 1965). In Australia,
132 the Australia Height Datum (AHD) is adopted (Landgate, 2009), as the establishment of the AHD is
133 equal to mean sea level (between 1966 to 1968 at 30 tide gauges around the coast of the Australian
134 continent) at its initial establishment (Mahoney, 2009b).

135 **3. Statistical Methods for HWM determination**

136 3. 1. Harmonic Analysis and Tidal Datum Computations

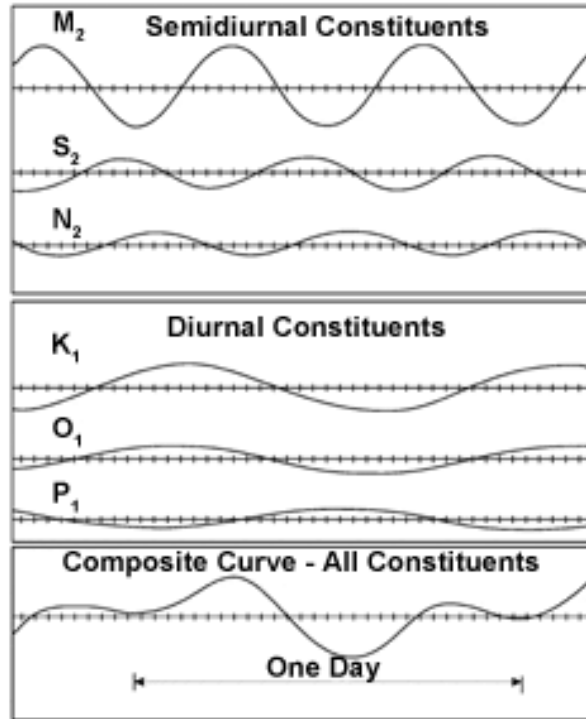
137 The development of tidal analysis, especially harmonic analysis, provides a full description and
138 sufficient information for tidal datum determination (Pugh, 1996). Harmonic tidal analysis was
139 introduced by William Thomson in the 1860s (National Oceanic and Atmospheric Administration
140 (NOAA)), and was further elaborated by Darwin (1883) and Doodson (1921).

141 Harmonic tidal analysis considers the tidal datum as a sum of the constituent cosine waves
142 (Australian Hydrographic Service, 2010; Foreman, 1977; Phillips; The Virginia Institute of Marine
143 Science):

$$144 \quad H(t_i) = h_0 + \sum_{j=1}^m A_j \cos[2\pi(\sigma_j t_i - \phi_j)] \quad (1)$$

145 $H(t_i)$ represents the tidal height at time i ; h_0 is the height of mean sea level; m is the number of
146 constituents chosen for the particular area; A_j , σ_j and ϕ_j represent the amplitude, frequency and
147 phase of constituent j , respectively. Since the frequency of every constituent is known in advance,

148 the formula demonstrates that the key to harmonic analysis and constituent calculation is to calculate
 149 the amplitude and phase of the individual constituent cosine curves.



150

151

Figure 3. Sum of tidal constituents (Department of Oceanography, 2007)

152

153

154 Two methods are commonly used together to calculate these elements: Fourier analysis (Korner,
 155 1989; Phillips, 1999) and the least squares technique (Foreman, 1977). The summary of the

156 calculation process is (1) to transform the $\sum_{j=1}^m A_j \cos[2\pi(\sigma_j t_i - \phi_j)]$ as

157 $\sum_{j=1}^m [C_j \cos(2\pi\sigma_j t_i) + S_j \sin(2\pi\sigma_j t_i)]$ in which

158

$$2\pi\phi_j = \arctan S_j / C_j \quad (2)$$

159 and $A_j = (S_j^2 + C_j^2)^{1/2}$; (3)

160 (2) to apply the least squares technique and minimise

161
$$\sum_{i=1}^n \left[y(t_i) - h_0 - \sum_{j=1}^m [C_j \cos(2\pi\sigma_j t_i) + S_j \sin(2\pi\sigma_j t_i)] \right]^2$$

162 where n represents the number of observed tidal recordings and $y(t_i)$ is the tidal height at time t_i .

163 Once the value of S_j and C_j are determined, ϕ_j and A_j can be calculated by the Equations 2 and 3.

164 In an analysis of 146 constituents, 45 reflect the astronomical arguments while the remaining 101
 165 constituents are commonly referred to as the shallow water constituents (Cartwright and Edden,
 166 1973; Foreman, 1977).

167 The astronomical constituents are considered the main components and represent the periodic
 168 variation at a certain relative location of the sun, earth and moon (National Oceanic and Atmospheric
 169 Administration (NOAA)); while the shallow water tidal constituents are produced by the interaction
 170 of the main tidal constituents when the tide enters shallow water and is affected by bottom friction
 171 (Foreman, 1977; The Intergovernmental Committee on Surveying and Mapping (ICSM), 2010). The
 172 shallow water constituents distort the normal tidal profile, and at some sites the distortion can be
 173 significant (Foreman, 1977). Therefore, a long period of tidal observation (greater than 19 years) is
 174 suggested to take into consideration all the possible shallow water effects.

175 To determine which constituents are the most significant (each site has its own energy signature), the
 176 Rayleigh comparison constituent method can be used (Foreman, 1977), although in general, of 146
 177 constituents, only 37 of them are considered major constituents (National Oceanic and Atmospheric
 178 Administration (NOAA)). Furthermore, four major constituents are most important (Equation 4): K_1
 179 is the diurnal principal declination tide; O_1 is the diurnal principal lunar tide; M_2 is the semidiurnal

180 principal lunar tide; and S_2 is the semidiurnal principal solar tide. S_2 and M_2 are the basic sun and
181 moon tides, whereas K_1 and O_1 are the main effects of the declination of the sun and the moon
182 (Horlin, 1994).

183 Besides calculating the tidal datum, the application of these four constituents also includes
184 quantitatively analysing the type of tides by calculating their ratio (Dietrich and Kalle, 1963;
185 Foreman, 1977):

$$186 \quad F = (K_1 + O_1) / (M_2 + S_2) \quad (4)$$

187 F is called the form number. The tide can be precisely classified as follows:

- 188 i. Semidiurnal if $0 \leq F \leq 0.25$,
- 189 ii. Mixed if $0.25 < F \leq 3.00$,
- 190 iii. Diurnal if $F > 3.00$.

191 Statistical methods are well-established approaches often used to determine tidal datums using long-
192 term tidal records and are considered an objective way to determine coastal boundaries (Boak and
193 Turner, 2005). This is because statistical methods usually observe the tide over a considerable period
194 of time, thereby taking a number of necessary factors into account (Gay, 1965). Cole (1997) stated
195 that the method of using tidal datum records is the best approach to determine the position of the
196 HWM, especially where landform change over a period of time is insignificant. The most popular
197 statistical method is to calculate the ‘mean’ tidal datum over a period.

198 For surveys to locate the position of the tidal datum-based HWM for one site, especially at a
199 standard port (also known as a ‘primary port’) for which sufficient tidal data is available (The
200 Intergovernmental Committee on Surveying and Mapping (ICSM), 2009), the tide tables such as
201 Australian National Tide Tables (ANTT) in Australia, can be consulted. These tables provide the

202 information of tidal constituents (Land Services, 2008), which are essential to calculate the tidal
203 datum-based HWM. The relevant tidal datums are derived as follows (The Intergovernmental
204 Committee on Surveying and Mapping (ICSM), 2009):

$$205 \qquad \qquad \qquad \text{MHWS} = Z_0 + (M_2 + S_2) \qquad \qquad \qquad (5)$$

$$206 \qquad \qquad \qquad \text{MHHW} = Z_0 + (M_2 + K_1 + O_1) \qquad \qquad \qquad (6)$$

207 where Z_0 represents the mean sea level (MSL). For practical purposes, the MSL is equivalent to an
208 AHD value of 0 metres in Australia (Horlin, 1994). The equations illustrate that the tide is actually
209 the composite sum of factor constituent cycles, which usually last 18.6 years (Cole, 1997). During
210 this time, all the major tidal variations have been taken into account (Gay, 1965), excluding only
211 those in extreme conditions (Center for Operational Oceanographic Products and Services, 2003;
212 Clerke, 2004).

213 3.2. The HWM Defined by Department of Transport (DoT), Western Australia

214 Besides the most common definitions of the HWM, the methods of determining the position of the
215 HWM varies across both jurisdictions and also between responsible authorities within the same
216 jurisdiction. One height suggested by the Department of Transport (DoT), Western Australia (WA),
217 was obtained from experienced surveyors' long-term observation of the shoreline features as well as
218 tide and wave effects on the coastal area.

219 Don Wallace, the former Chief Hydrographic Surveyor at the DoT, introduced a method to calculate
220 lower low tide (LLT) following many years of experience as a surveyor (Mahoney, 2007). The term,
221 lowest low water (LLW) was not used to describe a lowest low tide level. A LLW is considered to
222 be an extreme low water caused by severe weather conditions. From all of his in-the-field experience,
223 Wallace realised that even the most complex analysis of tidal data did not necessarily provide a

224 result, which imitated the lower low tide levels that could easily be observed. An Indian spring low
225 water zero or a lowest astronomical tide zero was just not low enough.

226 Being a hydrographic surveyor, he sought a practical solution that was applicable to all of the tide
227 regimes within Western Australia, one that was based on sound statistics and enhanced, for the time
228 being, by empirically determined factors. Since the methodology and the results were consistent
229 with his visual on-site observations he knew that his scheme would provide a foundation for future
230 research. He suggested that LLT is equal to the 19th low water occurrence from the cumulative
231 frequency in the approved 19-year epoch of tide height observations, minus 1.5 times the standard
232 deviation of the residuals (Equation 7).

$$233 \qquad \qquad \qquad \text{LLT} = 19^{\text{th}} \text{ Low Water Occurrence} - 1.5\sigma \qquad \qquad \qquad (7)$$

234 Note:

- 235 • A residual value results from the observed tide minus the predicted tide from constituents’
236 analysis method.
- 237 • The ‘- 1.5 σ ’ lowers the low water occurrence.

238 The higher high water (HHW) can be calculated by using the mirror image of Wallace’s formula
239 (Equation 7). This HHW height could be adopted as the position of the HWM (Mahoney, 2007):

$$240 \qquad \qquad \qquad \text{HHW} = 19^{\text{th}} \text{ high water occurrence} + 1.5\sigma \qquad \qquad \qquad (8)$$

241 Note:

- 242 • The ‘+ 1.5 σ ’ raises the high water occurrence.

243 This method has the advantage of operating independent of tide types, and it takes into account the
244 signal noise caused by factors, such as cyclones (Wood, 2005). The limitation of this approach is that

245 the method was determined only on the water side and ignores the effect of localised
246 geomorphology, thereby isolating the water and land for HWM determination.

247 Early surveyors rarely used statistical methods to determine the HWM based on the tide datum,
248 especially those who had no knowledge of tides (Clerke, 2004). After statistical methods have been
249 widely applied, it shows that water level can be objectively predicted by tide information in some
250 areas. However, offsets still exist between the tide gauge records and the actual positions that water
251 reaches on the shore because the tide gauge excludes the influence of wave runup. This situation will
252 be exaggerated on gently sloping sandy beaches, making it difficult to transform a tidal elevation to
253 the horizontal position of MHM (Morton and Speed, 1998; Pajak and Leatherman, 2002). Also, an
254 accurate statistical method is not available when distant from tide gauges, as the estimation of tidal
255 information can only be reached by interpolation methods (Greenfeld, 2002). Furthermore, the tidal
256 datum-based statistical method isolates the water from the land, which ignores local spatial
257 information, such as geomorphology and its variation through time.

258 The HWM, depending on its usage and the way it is measured and defined, can be divided into two
259 types: vertical and horizontal HWM. The tidal datum-based HWM belongs to the vertical HWM
260 category. However, the HWM is not always tied to a specific high water height; sometimes a
261 boundary that represents the HWM is mapped as a horizontal line between buildings or land features
262 (Mahoney, 2009a), and can be called HWM indicators.

263 **4. HWM indicators**

264 When tidal information is unavailable or insufficient, land surveyors prefer to use field evidence to
265 establish the position of boundaries to separate private from public ownership (Morton and Speed,
266 1998). A number of indicators are available, which can be used to delineate the HWM. Normally, the
267 delineation process involves evaluation of a combination of various different indicators (Office of
268 the State Engineer, 2007).

269 The area between the vegetation line and the berm crest (usually the highest spot on a coastal berm)
270 is defined as the beach (Bauer and Allen, 1995; Rooney and Fletcher, 2000). Correspondingly, most
271 features lying on the beach, such as scum or an oil line left on the shore and the debris or fine shell
272 continuously deposited on the berm or foreshore (Briscoe, 1983), can be considered HWM indicators
273 and can be viewed as a natural representation of the horizontal HWM. These physical markings
274 indicate the general HWM line attained by the runup of high water (Hicks et al., 1989; Simon, 1993;
275 Williams-Wynn, 2011). However, these indicators tend to be present only for short periods and are
276 not present on every beach. These physical indicators also include the impact of wave runup.

277 Previous studies considered several other common types of HWM indicators in addition to tidal
278 records, including the boundary between dry and wet sand, referred to as the high water line (HWL)
279 (Moore et al., 2006), dune toe (Williams-Wynn, 2011) and the seaward limit of vegetation
280 (Williams-Wynn, 2011). These shoreline features are good indicators of water level and are therefore
281 sometimes used as boundary indicators between land and water (Coutts, 1989; Gay, 1965; Maiti and
282 Bhattacharya, 2009; Moore, 2000; Morton and Speed, 1998). Admittedly, not all of these indicators
283 are available on all coastlines, and choosing which to use for a specific area generally depends on the
284 physical coastal characteristics and data availability (Boak and Turner, 2005).

285 4.1. High Water Line

286 Unlike morphological features, the HWL is the intersection of land with a water surface at its highest
287 point (Hicks et al., 1989), and therefore it is the best indicator of the water-land interface (Crowell et
288 al., 1991). HWL is generally located landward of the last high tide (Anders and Byrnes, 1991;
289 Crowell et al., 1991; Shalowitz, 1964; Stockdon et al., 2002) and seaward of the berm during normal
290 weather and tidal conditions (Morton and Speed, 1998; Pajak and Leatherman, 2002).

291 In the past, HWL was identified by the visible signs of 'high tides' and the discoloration of sand or
292 rocks on the shore (Boak and Turner, 2005; Shalowitz, 1964). Nowadays, with the development of

293 remote sensing technology, HWL is defined as the line separating dry and wet beach and can be
294 identified in aerial photographs by the sudden change of colour (Moore, 2000; Morton and Speed,
295 1998). However, Pajak and Leatherman (2002) mentioned that there might be more than one high
296 water line left on the beach; the previous days' marks are sometimes still visible, so the most recent
297 high water line needs to be surveyed in the field. Fortunately, the previous marks are often not as
298 clear as the recent one and the contrast is different. Although, McBeth indicates that even when a
299 HWL is exposed to the sun after the tide recedes, it will remain stable on the beach (Boak and
300 Turner, 2005; McBeth, 1956).

301 The offset between the position of MHW and HWL as identified in the field and on aerial
302 photographs has been identified as insignificant (Crowell et al., 1991; Shalowitz, 1964). By contrast,
303 other scientists argued that the relationship between these two can only be interpreted as being
304 correlated to each other, and that HWLs seldom coincide with the MHW or the berm crest (Morton
305 and Speed, 1998). The MHW is normally seaward of the HWL because of wave runup, (Morton et
306 al., 2004; Moore et al., 2006; Pajak and Leatherman, 2002; Ruggiero et al., 2003; Ruggiero and List,
307 2009). This phenomenon is more significant on flat beaches, where even the high water lines
308 themselves are likely to change significantly day by day (Morton and Speed, 1998; Pajak and
309 Leatherman, 2002).

310 Although HWL is easily identified on the shore and is convenient to use as an indicator, its position
311 is not stable, especially on gently sloping beaches (Pajak and Leatherman, 2002). Also, the position
312 of HWL usually corresponds to coastal morphology, water level and wave characteristics (Morton
313 and Speed, 1998).

314 4.2. Vegetation Line

315 The vegetation line is a biological feature established by either regular floods of water or storms that
316 destroys the existing vegetation (Morton and Speed, 1998; Shalowitz, 1964). Therefore, the

317 vegetation line indicates the position of high water in some way. Parker (2003) states that the
318 vegetation line and most geomorphological indicators are landward, away from the mean high water
319 line. The vegetation line was also chosen as an indicator for marine boundaries because it is the most
320 stable natural boundary, controlled by the wash associated with extreme high water (Guy Jr, 1999;
321 Priest, 1999).

322 Usually, the vegetation line appears in two positions: one is the inland dense vegetation, and the
323 other is young and sparse, lying on the back shore. The dense vegetation is considered a more stable
324 boundary indicator than the sparse vegetation (Morton, 1974); most storm surges cannot reach the
325 position beyond it (Morton and Speed, 1998). This makes the vegetation line the most landward
326 water boundary. However, in some wetlands where plants require continuous wash to survive, the
327 vegetation line is seaward of the high water line and lower in elevation (Shalowitz, 1964).

328 There are two disadvantages to using vegetation lines as a marine boundary. First, this line is easily
329 subject to artificial manipulation, either intentionally or unintentionally. Second, sometimes a
330 vegetation line is irregularly and/or indistinctly distributed along the shore and is difficult to identify
331 (Morton and Speed, 1998). Although drawbacks exist with the vegetation line, it is still an important
332 indicator of the HWM location.

333 4.3. Beach Morphological and Biological Features

334 Other coastal features that could indicate the position of the HWM include cliff edge, berm crest and
335 frontal dune toe. The cliff edge is the best evidence of where a horizontal HWM should be, and there
336 should be no conflict about land in these areas (Crowell et al., 1991). However, cliffs are only one
337 type of shoreline. Morton (1998) argued that the berm crest is the best physical evidence of the
338 location of OHWM associated with wave runup. Pajak and Leatherman (2002) indicate that the
339 HWL will not be highly dynamic in its position when a well-defined berm exists, as it stops the
340 landward swash to some extent. However, this feature is not very apparent on every coast and may

341 disappear in extreme situations (Hsu et al., 1989). Cole even suggested using biological indicators as
342 water boundaries (Cole, 1997); for example, the top of oysters appearing on a pier shows where the
343 MHW is located (Songberg, 2004), but the accuracy of this has not been proven. Compared with
344 these indicators, the dune toe is more common and relatively stable on most coasts, and MHW
345 usually exists to the waterside of the frontal dune (Coutts, 1989).

346 4.4. Water Level

347 The use of water level to delineate coastal property boundaries has its roots in Roman civil law, in
348 which the coastal boundary was not defined in terms of daily tide, but rather in terms of water level.
349 This definition might be because the Mediterranean Sea, where Roman civil law code developed, has
350 a minimal daily tidal range and is dominated by the effect of wave runup (Cole, 2007). Such
351 definition has been formally adopted by some countries whose legal system is based on Roman civil
352 law, such as Puerto Rico, in which the upland limit of public property is considered to be reached by
353 the great storm wave (Cole, 2007).

354 In South Australia, the MHW contour is sometimes set out by observing the water edge and the
355 information from a nearby tide gauge at the appropriate time (Land Services, 2008). However, as
356 indicated in Morton and Speed's (1998) study, the actual water level is systematically
357 underestimated by tide gauges due to the exclusion of wave runup, and this results in the property
358 boundary position increasing the area claimed by the upland owners. Similarly, HWL may represent
359 the previous position of high water but may not indicate the most recent maximum runup limit (Boak
360 and Turner, 2005). Thus, the following questions remain:

- 361 • Should water level that includes the runup be used as a coastal boundary?
- 362 • Can MHW or HWL be equivalent to the water level and if not;
- 363 • Is there any shoreline feature that can represent the position of the water level?

364 4.5. HWM Determination based on the spatial continuity of swash or tidal probability (SCSP or
365 SCTP)

366 Boak and Turner (2005) suggested that when attempting to determine shorelines more accurately,
367 researchers have not considered all the indicators, and this has impacted results. Furthermore, the
368 landside and waterside information is always used separately to determine the HWM position. This
369 ignores the fact that water and land are one integrated system for HWM determination. For example,
370 the spatial distribution of swash/tidal probability, which is the chance of inundation on the beach
371 face over a specified time period, is a significant criterion for determining HWM position and it is
372 commonly ignored.

373 Swash/tidal probability at different locations along one beach profile (cross-section) tends to be
374 spatially autocorrelated, which means two locations nearby along a profile tend to have similar
375 swash probability compared with those that are farther apart (Cliff and Ord, 1970). However, for two
376 locations, such autocorrelation only takes effect within a certain distance. This is called the range or
377 spatial continuity distance, which can be estimated by the basic moment of geostatistics—the
378 semivariogram (Jian et al., 1996; Oliver and Webster, 1990).

379 Two new methods to determine HWM by integrating both land and water information were
380 introduced in recent studies (Liu et al., 2012; Liu et al., 2013). The methods determine the position
381 of the HWM based on the spatial continuity of swash probability (SCSP) or spatial continuity of tidal
382 probability (SCTP) for a range of HWM indicators that are either land-based or water-based. The
383 water information refers to the cumulative distribution of swash (wave runup) and tidal heights
384 abstracted from long-term records of wave and tide information; while the land information is
385 indicated by the spatial relationship among the HWM indicators derived from image analysis of
386 aerial photographs and digital elevation models (DEM).

387 Although every HWM indicator has its drawbacks, each indicator shows the potential position of the
388 HWM based on one particular purpose or viewpoint.

389 **5. HWM data collection methods**

390 One of the challenges in coastal studies is to develop a methodology and procedure to determine the
391 coastal boundaries with available data that is sufficiently repeatable and robust (Boak and Turner,
392 2005). The process of determining the HWM can involve two approaches:

- 393 • Select a definition of the HWM and choose the appropriate indicators or datum to calculate
394 the HWM with the available data; and
- 395 • Detect the location of the HWM on the field or in the imagery with spatial information.

396 Methods used to collect the HWM data can generally be divided into two groups: survey methods
397 and remote sensing methods.

398 5.1. Survey Methods

399 Because the HWM is self-evident at particular times, HWMs can be obtained by marking the water's
400 edge, HWL and vegetation line in a field survey (Nunley, 2002). This is the most convenient
401 method, as the physical line on the ground can be easily observed (Cole, 1997). Although the HWM
402 location can be observed through these physical features, the certainty in its horizontal position is
403 very weak (Hirst and Todd, 2003). It is in the order of metres, or even tens of metres if the terrain is
404 close to horizontal. As such, the accuracy of the surveyed position is limited by the knowledge of the
405 position of the feature, rather than limited by the survey instrumentation and methods used. Modern
406 survey field techniques can rapidly determine positions on the ground to a centimetre or less using
407 Real-Time Kinematic (RTK) based Global Navigation Satellite Systems (GNSS) or electronic angle
408 and distance measuring equipment (total stations). As a boundary or real property, the HWM is

409 understood to be an ambulatory (moving) boundary and is temporal. A survey today does not
410 determine the extent of rights to land and seashore tomorrow. It is also understood that the location
411 of the HWM is not to the order of accuracy that other fixed boundaries are located due to the nature
412 of the boundary.

413 Field survey work is not limited to determining coastal features. After determining the height of the
414 HWM at a tide gauge, the HWM contour value in close proximity to that gauge can be set out by
415 spirit levelling from a nearby benchmark related to a recoverable datum—such as AHD in Australia.
416 Landgate (Western Australian Land Information Authority) in WA recommend it as good survey
417 practise to determine the HWM (Landgate, 2009) based on the assumption that MHW is a contour
418 (Cole, 1997). Clerke (2004) stated that the mean high water boundary levelling from the tidal
419 elevation should follow the contour on the foreshore. However, the HWM is only a ‘contour’ when
420 in close proximity to the tidal control station (Mahoney, 2009b), since the actual elevation of the
421 HWM may vary over longer distances. In WA, a similar type of survey method was introduced by
422 Cribb and Horlin (Mahoney, 2009b) and is considered a practical and convenient way to determine
423 the position of the HWM. Cribb and Horlin (Mahoney, 2009b) determined the general height of the
424 HWM relative to national datum (AHD) in major ports based on many years of field observations
425 and reviews of hard-copy tide records. Surveyors at Landgate can thus survey the vertical HWM
426 directly on the beach.

427 However, this is generally a labour- and time-consuming method for getting data of long segments
428 along the shore with sufficient resolution and density, and the value will also vary depending on the
429 nature and slope of the coast. The popular use of GNSS provides rapid measurement of onshore
430 features, and it is moderately inexpensive to monitor both horizontal and vertical positions of
431 onshore features (Guariglia et al., 2006; Mitasova et al., 2002; Morton et al., 1993; Uunk et al.,
432 2010). Also, the coast is usually a suitable area to conduct GNSS surveys because of the

433 unobstructed view of the sky (Morton et al., 1993). However, the point capture method by GNSS
434 cannot cover large areas in a short time.

435 5.2. Remote Sensing Methods

436 Since the 1920s, aerial photography and photogrammetric methods have been used to determine
437 marine boundaries and document topographic information along coasts (Anders and Byrnes, 1991;
438 Crowell et al., 1991; Overton et al., 1996; Stockdon et al., 2002). Surveyors have also used their
439 judgment to accept certain topographic features on the photographs as the position of the HWM
440 (Horlin, 1994). These works often include manual interpretation of photography (Boak and Turner,
441 2005; List and Farris, 1999) together with field surveys, including shoreline feature analysis, the
442 testimony of eye witnesses and sand colour analysis (Cole, 1997; Nunley, 2002). For instance,
443 Crowell *et al* (1991) stated that HWL as an indicator of the land-water interface is a line that can be
444 detected by the change in colour or grey tone in aerial photographs caused by differences in the
445 content of the sand. Similarly, Anders and Byrnes (1991) asserted that HWL could be recognised by
446 wet/dry contact on a beach caused by an abrupt or subtle change in contrast. The wet/dry line on
447 aerial photographs was considered as the most prominent feature dividing land and water by Cole
448 (1997). One definition that enhanced the edge detection was the zone of variance of high-pixel
449 brightness in imagery (Shoshany and Degani, 1992). A more common and practical method is for the
450 analyst to detect the shore markings on photography by the last preceding high water (Pajak and
451 Leatherman, 2002; Shalowitz, 1964) and its accuracy is dependent on photography being taken at
452 high tide. Furthermore, the location of salt-resistant marshes and mangroves shown on aerial
453 photographs are also used as indicators of the HWM in the U.S. (Clerke, 2004; Horlin, 1994).

454 However, many studies show that interpreting marine boundaries from photography introduces
455 significant errors in locating shorelines (Anders and Byrnes, 1991; Boak and Turner, 2005; Moore,
456 2000; Pajak and Leatherman, 2002; Stockdon et al., 2002). Hirst and Todd (2003) argued that it is

457 difficult to determine the high tide line on a beach within a few metres using ground-based
458 observations, and even more so from a plane using aerial photographs. Crowell *et al.* (1991) wrote
459 that errors in determining coastal boundaries from aerial photography arise from two processes: (1)
460 identification or interpretation of the boundary, and (2) mapping the interpreted line as part of
461 topographic information.

462 Compared with field surveying, manual interpretation of shoreline features as HWM indicators may
463 be less accurate and more subjective because it relies heavily on the photogrammetrist's individual
464 skills and judgement (Anders and Byrnes, 1991; Boak and Turner, 2005; Crowell *et al.*, 1991;
465 McBeth, 1956), and so the method cannot guarantee precise determination of the HWM. Also,
466 precise boundary detection depends on high quality aerial photography (Boak and Turner, 2005).
467 When one cannot see the water boundary clearly because of poor contrast or a fuzzy transitional
468 zone of tonal change, it is difficult to determine the exact location of HWM indicators (Crowell *et*
469 *al.*, 1991).

470 Satellite imagery taken by remote sensing techniques is an alternative to aerial photography. It has
471 also been widely applied in coastal boundary determination. Both MHW and MLW can be located
472 by the satellite imagery using an infrared band which can detect wet and dry sand (Horlin, 1994),
473 while another potential application of satellite imagery is to detect biological profiles (Clerke, 2004;
474 Cole, 1997). Because of flooding, wind or other effects, vegetation zones can be distinct on the shore
475 and indicate the high water level in an extreme situation. Thus, it is helpful to look at vegetation
476 information by enhancing the 'vegetation band' to help detect vegetation lines (Nunley, 2002).

477 However, the degree of utility is questionable. This is because modern satellite images such as SPOT
478 and Landsat have large ground cell sizes of more than 1 metres; therefore, they show no potential for
479 accurately identifying the shoreline features (Nunley, 2002). However, this does not mean that even
480 good quality satellite images will necessarily result in a satisfactory boundary. Sometimes large scale

481 high resolution data can also make it difficult to obtain a well-defined boundary to delineate objects
482 because the overly finely distributed details make it difficult to distinguish the target classes from
483 others during the classification process (Burrough and Frank, 1996). This is called the ‘salt-and-
484 pepper effect’ (Blaschke et al., 2008). Therefore, the result of traditional pixel-based image analysis
485 is unsatisfactory for shoreline feature detection using high-resolution imagery (Antunes et al., 2003).

486 The identification of shoreline features on both satellite images and aerial photography can become
487 more objective when using unsupervised classifications such as neural networks that distinguish land
488 and water classes (Boak and Turner, 2005; Kingston et al., 2000). However, there is no unanimous
489 agreement about how to make a consistent interpretation of features when applying remote sensing
490 techniques (Pajak and Leatherman, 2002).

491 Airborne Light Detection And Ranging (LiDAR) systems are optical remote sensing techniques that
492 are mainly used to measure dense clouds of three dimensional data, including topography (Mitasova
493 et al., 2002; Stockdon et al., 2002). Airborne LiDAR techniques can be used to capture onshore
494 features over large areas in a short time frame (Armaroli et al., 2004), thus it is a complementary
495 technique used to fill data gaps between ground profiles. Moreover, when applied in a repetitive
496 manner, LiDAR enables three-dimensional analysis of temporal beach profile variations.

497 With the use of LiDAR topographic data, it is possible to create a DEM of the foreshore, with which
498 a tidal datum-based HWM can be easily identified (Boak and Turner, 2005; Hapke and Richmond,
499 2000; Morton et al., 2004). More potential applications of LiDAR-derived DEMs for studying
500 coastal morphology have been illustrated in studies by Hapke and Richmond (2000) and Mitasova et
501 al. (2002). Landgate in Western Australia recommend the use of modern survey equipment, such as
502 LiDAR (Landgate, 2009), especially when it is necessary to obtain data on a broad shore, and
503 quickly obtain data over a large area (Boak and Turner, 2005). However, this does not mean the
504 HWM position obtained from LiDAR is 100% reliable. The nature of the beach, such as its

505 morphology, and the resolution of the data captured by this technique also influence the precision of
506 the determined HWM indicators (Stockdon et al., 2002). This may contribute to the variation in the
507 determined HWM position.

508 In conclusion, the spatial information of shoreline features indicating the position of the HWM can
509 be captured by a number of methods. Field surveys using Real-Time Kinematic (RTK) based Global
510 Navigation Satellite Systems (GNSS) receivers are considered the most accurate determination tool.
511 However the method is labour- and time-consuming when collecting high-resolution data along long
512 segments of the shore. Also, the value of the data, in terms of accuracy, will vary depending on the
513 nature and slope of the coast. In contrast, aerial photography interpretation offers substantial time
514 and labour savings. However, if the aerial photography is of poor quality, precise boundary detection
515 is not possible. The optical remote sensing imagery technique enables the unsupervised process and
516 the precision of the features captured is enhanced. However, the process of classifying shoreline
517 features using high resolution images may result in overly finely distributed classification results on
518 the classified image (Blaschke, 2010; Dragut and Blaschke, 2006; Marpu, 2009; Walter, 2004),
519 which makes identification of shoreline features difficult using traditional supervised or
520 unsupervised classification methods. Table 1 summarises the advantages and disadvantages of
521 different HWMs and their capture methods.

522

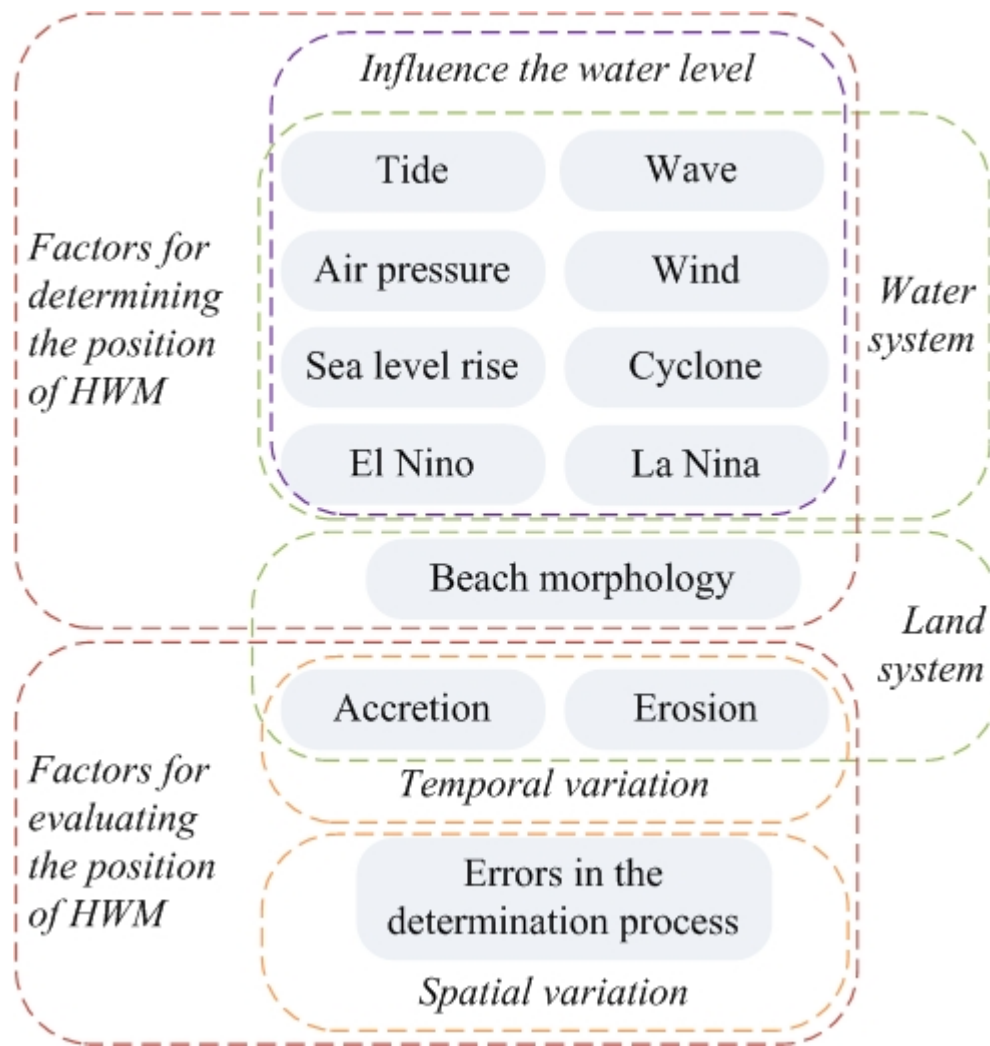
523 Table 1. Comparison among different HWM definitions from their advantages, disadvantages and
524 capture methods

	Advantages	Disadvantages	Capture methods
Ordinary high water mark (OHWM)	It is the earliest definition of HWM and has been well clarified in common law.	It is not mathematically ideal (Horlin, 1994) and is not part of the tidal lexicon (Mahoney, 2009b).	Long-term tidal records.
Mean high water mark (MHWM)	It takes into account the seasonal tidal variation (Cole, 1997) and most of the significant tide constituent effects (Australian Hydrographic Service, 2010; Doodson, 1921; Pawlowicz et al., 2002)	The time span to calculate MHWM is not fixed.	Long-term tidal records.
Method developed by Department of Transport, Western Australia (Section 3.2)	Operates independent of tide types, and takes into account the signal noise caused by factors, such as cyclones (Wood, 2005).	This method ignores the effect of localised geomorphology, thereby isolating the water and land for HWM determination	Long-term tidal records.
High water line (HWL)	It is the best indicator of the water-land interface (Crowell et al., 1991)	There might be more than one high water line left on the beach (2002) and its position is not stable, especially on gently sloping beaches (Pajak and Leatherman, 2002).	Field survey; photograph; remote-sensing imagery
Vegetation line	It is the most stable natural boundary, controlled by the wash associated with extreme high water (Guy Jr, 1999; Priest, 1999).	It is easily subject to artificial manipulation, either intentionally or unintentionally. In addition, sometimes a vegetation line is irregularly and/or indistinctly distributed along the shore and is difficult to identify (Morton and Speed, 1998).	Field survey; photograph; remote-sensing imagery
Beach Morphological and Biological Features	They are very easy to be identified and there should be no conflict about land in these areas if such evidences exist (Crowell et al., 1991)	These feature are not very apparent on every coast and may disappear in extreme situations (Hsu et al., 1989)	Field survey; photograph; remote-sensing imagery; DEM
Water level	It takes into account the great storm wave (Cole, 2007).	Inconsistent measures exist between water level and nearby tidal gauge (Morton and Speed 1998).	Field survey
The spatial continuity of swash probability (SCSP) or spatial continuity of tidal probability (SCTP)	These methods integrate water and land as one system when determining the HWM and consider the spatial distribution of swash/tidal probability (Liu et al., 2012)	The high-resolution imagery and DEM required by the calculation of SCSP and SCTP are not available at every coast (Liu et al., 2012).	Long-term tidal and wave records; remote-sensing imagery; DEM

525 **6. Difficulties in HWM Determination**

526 Traditionally, MHW was determined using medium- to long-term tidal records (Cole, 2007).
527 Although determined with mathematical precision, the MHW using a tidal datum is not suitable as
528 a permanent boundary for property rights (Cole, 1997) because neither the ocean level nor the
529 coastal geomorphology are stationary over long periods. The HWM is difficult to determine
530 accurately due to the ambulatory nature of both water and coastal morphology (Whittal and Fisher,
531 2011).

532 The HWM is considered ambulatory, that is, it may shift over time both horizontally and vertically
533 because of artificial or natural factors. Tide is produced by the gravitational forces of the moon and
534 sun, but additional non-astronomical factors such as cyclones, air pressure, artificial structures, wind,
535 wave height, types of coast, sea level change, and El Niño and La Niña are factors that may influence
536 the position of the HWM (Dolan et al., 1980; Hicks et al., 1989; Moore, 2000; Morton and Speed,
537 1998; Pajak and Leatherman, 2002). To determine the unbiased position of the HWM, long-term
538 observation of tides and waves can identify most of the above factors and include them in statistical
539 calculations.



540

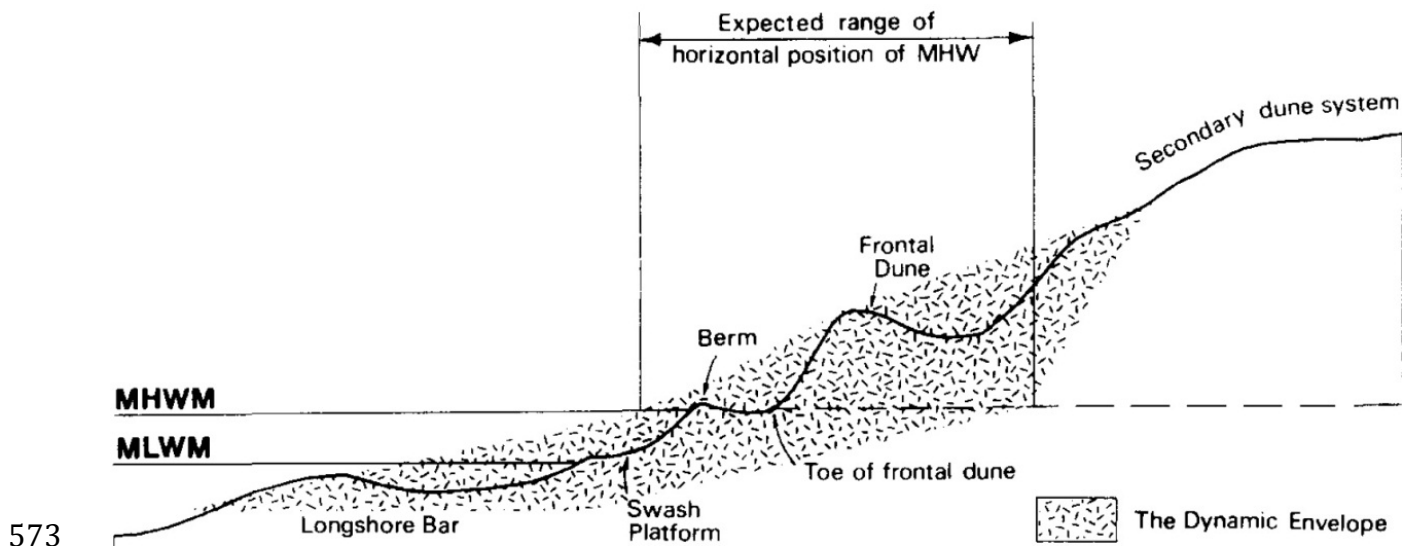
541 Figure 4 The factors influencing the position of the HWM and its relation to the determination
 542 process

543 The aim of HWM determination coincides with delineating the coastal boundary. When the HWM is
 544 defined vertically, it is possible to derive its horizontal HWM position on the coastal zone or in the
 545 imagery with spatial information. This means that, to some extent, a transformation can be used to
 546 derive one form of HWM from another. However, the two may be inconsistent; for instance, the
 547 State Cadastral Data Base (SCDB) in Western Australia (at certain locations) has large offsets
 548 between the equivalent horizontal location of HWM defined by height (vertical 'position') and the
 549 displayed location of HWM defined as a horizontal boundary (horizontal position). Even if the
 550 vertical position of a tidal datum-based HWM is determined by the long-term observation of tides

551 and waves, its horizontal position may vary through time as the coastal morphology changes (Figure
552 4). Recently, as the development of geography information sciences (GIS) and remote sensing (RS)
553 technology, the evaluation of spatial and temporal variation of shoreline position becomes not as
554 difficult as before. Parameters indicating the variation of shoreline positions like End Point Rate
555 (EPR) (Thieler et al., 2009), Hausdorff distance and even the simulation of beach morphology
556 variation by Monte Carlo (Liu et al., 2013) are able to be easily calculated by the digital shoreline
557 analysis.

558 The difference between the tidal datum and its equivalent horizontal location is an important topic in
559 marine science (Cole, 1997). Even though the tidal datum may be constant over years in a certain
560 location, the intersection of this datum with data representing the coastal morphology, such as DEM,
561 might be ambulatory (Figure 5) as the coastline changes by eroding or accreting (Coutts, 1989).
562 Therefore, the horizontal location of a tidal datum on a beach should be related to a specific time
563 (Cole, 1997).

564 Besides the uncertainty of the tidal plane, the slope of shore land is another factor causing significant
565 offsets between the tidal datum and its horizontal location on the beach (Center for Operational
566 Oceanographic Products and Services, 2003; Clerke, 2004). The vertical tidal datum error may lead
567 directly to uncertainty in determining the horizontal HWM (Clerke, 2004). This situation will be
568 exacerbated on relatively flat coastal areas, and a centimetre of difference can cause an extension of
569 many metres horizontally (Center for Operational Oceanographic Products and Services, 2003;
570 Clerke, 2004; Morton et al., 2004). Thus, defining a coastal boundary in gently sloping beach areas
571 and quantifying the spatial uncertainty and variation are difficult research issues that should be
572 addressed (Clerke, 2004; Quadros and Collier, 2008).



574 Figure 5 Illustration of the horizontal variation of the tidal datum on the beach (Coutts, 1989)

575 Changing depth, width and the course of estuaries, as well as the distance from the ocean, are all
 576 relevant to the variation of the tide datum (Cole, 1997). The dynamic nature of seawater
 577 continuously affects the coast in the form of waves and tides, but these also act variously on different
 578 kinds of coast (Anthony and Orford, 2002). Comparing results from study areas with different
 579 coastal features can reveal how coastal types may influence the position of the HWM.

580 7. Further direction of HWM determination studies

581 The position of HWM indicators varies with the prevailing wind and wave conditions in different
 582 areas. Crowell *et al.* (1991) and McBeth (1956) pointed out that the difference between MHW and
 583 high water indicated by physical features is minimal for mapping purposes in moderate weather.
 584 However, an American case study showed that the MHHW line calculated by tidal signals was
 585 located many miles seaward of a boundary determined by physical features on the beach (Cole,
 586 1997). Morton and Speed (1998) also estimated that the actual water level reach on the beach was
 587 higher than predicted from the nearby tidal gauges. This indicates inconsistencies in the different
 588 definitions of the HWM, which are mainly due to the wave runup effects. Therefore, the question of
 589 whether wave runup should be included in HWM determination is left unanswered.

590 The use of tidal records ignores wave runup and, as such, will always underestimate the HWM in
591 coastal regions (Whittal, 2011). For example, in areas where there is a small tide range and
592 significant wave action, the actual landward water level will be further inland than the HWM level
593 determined using only tide records due to the effects of setup and wave runup. The effect of wave
594 runup in HWM determination has rarely been quantitatively assessed. Yet some studies have
595 indicated that the water level (swash or wave runup) is more appropriate for the HWM used for
596 coastal hazard planning, while the tide water is suitable for coastal property management (Bellomo et
597 al., 1999; Maloney and Ausness, 1974b).

598 If this is the case, further quantitative analysis is required to evaluate all the indicators based on this
599 assumption. However, analysis is often impeded by limited data because of either wave buoy
600 breakdowns during cyclones or computing problems. As a consequence there are many gaps in the
601 wave information records, and these are not always small gaps (Kalra and Deo, 2007). Moreover,
602 because of the complexity and uncertainty of wave generation, it is difficult to interpolate and model
603 wave information using deterministic equations.

604 The HWM is recognised as the boundary separating private and public property rights under normal
605 water conditions (Gay, 1965). Coutts (1989) also acknowledged that the HWM can be used to confer
606 ownership of land, where the land stops and the sea begins. Such a definition, including OHWM,
607 MHWM, MHHW and MHWS, is determined from a land property management point of view, and
608 does not take into account the effect of wave runup. Such tidal datum-based HWM determinations,
609 as mentioned before, have their roots in the development of common law for property boundary
610 delineation.

611 Coastal hazards are any phenomena that threaten coastal structures, property and the environment
612 under extreme weather and water conditions. Coastal hazard planning aims to minimise these risks or
613 hazard (Short and Hogan, 1994). The origin of measuring the water level, which includes the effect

614 of wave runup, or the features indicating the water level to determine the position of the HWM, can
615 be traced back to Roman civil law (Cole, 2007). The U.S. Federal Emergency Management Agency
616 (FEMA) calls this type of HWM ‘wave runup coastal HWM’. FEMA identified this water level to
617 improve disaster preparedness and prevent future hazards (URS Group Inc., 2006). The effect of
618 wave runup, which is of particular interest to coastal emergency planners (Papathoma and Dominey-
619 Howes, 2003), was also analysed for coastal hazard protection by Bellomo et al. (1999). Most of the
620 time when coastal boundaries are analysed for hazard planning purposes, the wave runup height is
621 one of the most important criterion of these studies (Hubbert and McLnnes, 1999; Short and Hogan,
622 1994).

623 Thus, the use of HWM can be divided into two different purposes, property management and hazard
624 planning. The major difference between the two is whether the effect of wave runup on the tidal
625 datum plane is included or excluded.

626 Due to inconsistencies in the definition, there are no reliable techniques nor generally accepted
627 methods to determine the HWM worldwide or even in Australia (Clerke, 2004; Cole, 1997).
628 Therefore, the analysis of various HWM data (called HWM indicators), along with analysis of the
629 methods of determination of the horizontal position of the HWM, is required. This would inform
630 future data collection (tidal datum, terrain morphology, etc.) and data processing (statistical, survey
631 calculations, processing of remote sensing) phases of large-scale HWM mapping. It is likely that,
632 from a better understanding of data and processing, a formal definition for the HWM can be derived
633 for Australia and countries with a similar legal system and understanding of the boundaries of coastal
634 rights.

635 Indeed, Landgate has been involved in several disputes over the last few years involving the need to
636 defend the definition of water boundaries in Western Australia’s Spatial Cadastral Database (SCDB).
637 Users need to be fully aware of the limitations of the SCDB for precise boundary definition on the

638 one hand, and on the other hand, precise and up-to-date land and water boundary information is
639 essential, but may not be easy to obtain for either property management or coastal hazard planning
640 purposes.

641 Boak and Turner (2005) suggested that researchers have not considered all indicators in their
642 methods for determining shorelines. The same can be said of HWM determination, and this has
643 affected results. However, the fundamental question of the relationship of each HWM indicator to
644 the water-land interface is still not resolved. Further knowledge of how to integrate the water and
645 land system as a whole and how to define the water-land interface is required. For instance, MHW
646 has been recognised as a concept isolated from the whole coastal system; however, besides
647 knowledge of tides, it is also important to understand the geomorphology of the coast to locate the
648 HWM (Coutts, 1989).

649 Although LiDAR DEMs have proven useful in coastal studies, some researchers have identified a
650 low accuracy of data in various applications (Bater and Coops, 2009; Hodgson and Bresnahan, 2004;
651 Hodgson et al., 2005). This is most significant with data captured when the technology was first
652 introduced. Therefore, data collection protocols and proper spatial interpolation methods are needed
653 to fill in data gaps.

654 An acceptable method of determining coastal boundaries should satisfy the following criteria:
655 repeatable, consistent and reliable (Leon and Correa, 2006; Pajak and Leatherman, 2002). Moreover,
656 as an administrative boundary, the HWM tends to be used as though it has been precisely defined
657 (Burrough and Frank, 1996). A cliff edge was considered a much more stable boundary than the
658 instantaneous HWL and berm crest on a beach (Moore, 2000; Morton, 1991); and if conditions
659 permit, these stable features should be given priority as indicators when determining the HWM.

660 Morton and Speed (1998) point out that, although the determination of MHW considers most of the
661 factors influencing its position over a long period, it is not as stable as a vegetation line, but the

662 higher precision makes it as good an indicator option as the vegetation. However, quantitative
663 analysis and comparison of the variation for each HWM indicator in one system has not been
664 conducted; thus more research on this topic is required. Even if the factors that influence the
665 determination of the HWM were identified and quantified, a rule for the criteria to evaluate the
666 HWM indicators would also be necessary to make a final decision about the proper position of the
667 HWM for different purposes.

668 Contemporary research has failed to develop a robust method of determining the HWM because of
669 the continuous changes in tidal levels together with unimpeded wave runup, as well as the erosion
670 and accretion of beaches. This explains, in part, why there is no official or widely recognised
671 definition of the HWM. It is important to identify, evaluate and integrate various factors into the
672 process of determining the HWM, yet there is currently no consensus as to how to do so.

673 **8. Conclusion**

674 The determination of the HWM has a long history. Its definition, the mean and even the
675 corresponding determination methods have changed through time.

676 Nowadays, no consensus has been reached on the definition of the HWM worldwide, due to the
677 diversity of coastal types, different determination purposes and the limitations of observation
678 techniques and data. The definition of the HWM is different among different countries as their legal
679 systems and the understanding of rights in the coastal zone, and especially the shoreline, are
680 different. Advantages and disadvantages exist in different definitions, and the corresponding capture
681 methods vary among different HWM definitions. There are a number of factors influencing the
682 position of the HWM. Moreover, the land and water systems have always been considered
683 separately, which leads to inconsistent results in the determination of land/water boundaries from the
684 water-side and land-side.

685 Therefore, an improved method to determine the position of the HWM is required. This should be an
686 analytical system that integrates all factors. In addition to the HWM position determined by the
687 improved methods, all HWM indicators should be assessed in one evaluation system that can provide
688 a consistent and robust HWM determination methodology.

689

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698

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